

REMARKS

Claims 41-51 are allowed. Claims 1-40 and 52-93 are rejected. Claims 1-113 are pending by this Amendment. By this Amendment, claims 1 and 2 have been amended and new claims 94-113 have been added to parallel allowable claims (such as claims 66, 52 and 54). The additional fee for these added claims (and for the Terminal Disclaimer) has been charged to Applicant's US-PTO deposit Account No. 50-1166 by the Amendment Fee Transmittal Form.

Early and favorable consideration of the amended application is respectfully requested.

Claims 66, 86, 87, and 91 are rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 49 and 50 of U.S. Patent No. 6,084,168.

A Terminal Disclaimer has been timely filed (concurrently herewith), along with payment of appropriate fee charged to Applicant's US-PTO Deposit Account, in compliance with 37 CFR 1.32 (c), so as to overcome the rejection based on a non-statutory double patenting ground U.S. Patent No. 6,084,168 is commonly owned with this application.

The Terminal Disclaimer has been provided concurrently herewith, along with applicable fees, thus overcoming and traversing all bases of rejection for claims 66, 86, 87, and 91.

The Examiner stated "Lukacs (5,657,096) is merely cited to show content of claim 1, wherein claim 1 does not relate to music, wherein it is well known to provide a network of computers which work in synchronization to provide video and composition on a plurality of displays. The Examiner further states that "It is believed that claim 1 can overcome the prior art by providing the musical elements to the claim."

By this Amendment, claims 1 and 2 have been amended to add back the "musical" elements, and new claims 94-113 have been added. No new subject matter is present. For example, claims 94-96 parallel and find support in allowable claims 66 and 6, while claims 97-113 parallel and find support in allowable claims 6-33 and 61-65.

Support for "editing" is found throughout the specification (see for example: claims 6-33 and 61-65, 66; pg. 3, l. 1-4; pg.5, l. 15-20; pg.12, l. 13-25; pg.14, l. 18-26; pg.16, l. 24-26; pg.23 l. 1-7; pg.48, l. 18-26; and pg. 49, l. 1-14).

Support for touch input and touch screen LCD is also found throughout the specification (see for example: claims 17,65; and written description pg. 11, l. 21-25; pg. 14, l. 9-25; pg. 15, l.

1-6; pg. 17, l. 18-23, pg. 20, l. 23-27; pg. 23, l. 1-16 (and FIG. 3); pg. 30, l. 15-24; pg. 31, l. 23-27; and pg. 32, l. 1-6.)

Support for manual and automated page-turn is also found throughout specification (see for example: pg. 17, l. 18-23; pg. 31, l. 23-27; pg. 32, l. 1-27; and pg. 33, l. 1-9; and claim 35.)

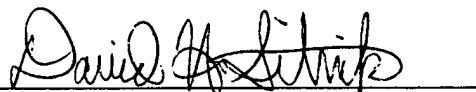
The additional fees for new claims 94-113 and for the Terminal Disclaimer have been charged to Applicant's US-PTO Deposit Account No. 50-1166, by an Amendment Fee Transmittal Form submitted concurrently with this Amendment C.

Applicant wishes to call the Examiner's attention to the attached document entitled, "Amendment C--Changes Marked to Claims as Originally Filed," wherein all changes have been either stricken (removed verbiage) or underlined (added verbiage) as relate to the amendment of the originally filed patent application.

It is therefore respectfully submitted that all bases of rejection have been overcome and traversed, and that the application including all claims 1-113 as currently pending are in proper form for allowance. It is respectfully requested that the application and claims be found allowable, taking the form of a Notice of Allowance or of Allowability.

The Examiner is invited to directly communicate with the undersigned, if it will in any way facilitate the prosecution of the application.

Respectfully submitted,



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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: David H. Sitrick)
For: SYSTEM AND METHODOLOGY)
FOR COMMUNICATION AND)
DISPLAY)
Serial Number: 09/492,218)
Filed: January 27, 2000)
Examiner: M. Fletcher)
Art Unit: 2837)
Attorney Docket: STD 1757)

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AMENDMENT C--CHANGES MARKED TO CLAIMS AS ORIGINALLY FILED

In the Specification:

Please amend the title as follows:
SYSTEM AND METHODOLOGY FOR MUSICAL COMMUNICATION AND DISPLAY

In the claims:

Please amend the claims as follow:

1. (Twice Amended) A music display system for use by a plurality of users in providing a plurality of display presentations of a selected musical composition, said system comprising:
a plurality of individual workstations, each workstation comprising
a communication interface providing for communications with the respective workstation of music data representative of the selected musical composition;
memory for locally storing the music data responsive to the communications interface; and
a display apparatus for providing a local visual display presentation representative of the selected musical composition responsive to the stored music data;
~~wherein the system is further comprised of:~~
~~means for synchronizing the presentation on the plurality of local visual display presentations of the selected composition.~~
2. (Twice Amended) The system as in claim 1, further comprising:
an input device responsive to a performance by the user of the displayed musical composition for providing an output of user performance data.